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TO

Amend and extend to Ireland the Municipal Corporations A.D. 1888.
(Borough Funds) Act.

BE it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

- 5 1. This Act may for all purposes be cited as the Borough Funds Short title.
(Ireland) Act, 1888.

2. The term "governing body" in this Act shall mean the council of any municipal borough, the urban sanitary authority, local board, commissioners, trustees, or other body acting under
10 any general or local Act of Parliament for the management, improvement, cleansing, paving, lighting, and otherwise governing places or districts; the term "district" shall mean the borough, place, township, or district within which the governing body may for the time being have jurisdiction; the term "Local Government
15 Board" shall mean the Local Government Board for Ireland; and the term "Chief Secretary" shall mean the Chief Secretary for the time being to the Lord Lieutenant of Ireland.

3. When in the judgment of a governing body in any district it is expedient for such governing body to promote or oppose any
20 local and personal Bill or Bills in Parliament, or to prosecute or defend any legal proceedings necessary for the promotion or protection of the interests of the inhabitants of the district, it shall be lawful for such governing body to apply the borough fund, borough rate, or other the public funds or rates under the control of such
25 governing body, to the payment of the costs and expenses attending the same; and when there are several funds or rates under the control of the governing body, such governing body shall determine

[Bill 116.]

A.D. 1888. out of which fund or funds, rate or rates, such expense shall be payable, and in what proportions: Provided that nothing in this Act contained shall authorise any governing body to promote any Bill in Parliament for the establishment of any gas or water works to compete with any existing gas or water company established 5 under any Act of Parliament: Provided that no powers contained in this section shall apply in any case where the promotion of or opposition to a Bill by a governing body has been decided by a Committee of either House of Parliament to be unreasonable or vexatious.

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No payment to member of governing body to be so charged.

4. No payment to any member of a governing body for acting as council or agent in promoting or opposing any such Bill shall be charged as aforesaid.

Costs of promoting or opposing Bills to require sanction of special meetings.

5. No expense in relation to promoting or opposing any Bill or Bills in Parliament shall be charged as aforesaid unless incurred in 15 pursuance of a resolution of an absolute majority of the whole number of the governing body at a meeting of the governing body, after ten clear days notice by public advertisement of such meeting and of the purpose thereof in some local newspaper published or circulating in the district such notice to be in addition to the 20 ordinary notices required for summoning such meeting, nor unless such resolution shall have been published twice in some newspaper or newspapers circulating in the district, and shall have received, in respect of matters within the jurisdiction of the Local Government Board, the approval of such Board, and in respect of other 25 matters, the approval of the Chief Secretary, and in case of the promotion of a Bill in Parliament no further expense shall be incurred or charged as aforesaid after the deposit of the Bill, unless the propriety of such promotion shall be confirmed by such absolute majority at a further special meeting to be held in pursuance of a 30 similar notice not less than fourteen days after the deposit of the Bill in Parliament.

Previous as to approval of Local Government Board, &c. to any such resolution.

6. The approval of the Local Government Board or Chief Secretary, as the case may be, shall not be given to any such resolution as aforesaid until the expiration of seven days after the 35 second publication thereof, as provided by this Act, and in the meantime any ratepayer within the district of the governing body may give notice in writing to the Local Government Board or Chief Secretary objecting to such approval.

Costs to be examined.

7. All costs, charges, and expenses incurred under the provisions 40 of this Act shall, before the same become chargeable, be examined

and allowed by some person to be authorised by the Chief Secretary or by the Local Government Board, as the case may be. A.D. 1888.

8. The Local Government Board or Chief Secretary shall have power to direct a local inquiry to be held upon any application 5 under this Act, by any person or persons whom they may respectively nominate for the purpose, and to charge the costs and expenses of such local inquiry upon the governing body or the person by whom such application shall be made. *Power to direct local inquiry.*

9. Nothing in this Act shall extend or be construed to alter or 10 affect any special provision which is or shall be contained in any other Act for the payment of the costs, charges, and expenses intended to be provided for by this Act, or to take away or diminish any rights or powers now possessed or enjoyed by any governing body, or which are or shall be vested in or exercisable by the 15 inhabitants of any district under general or special Act. *Saving clause.*

10. The one hundred and forty-second section of the Towns Improvement Clauses Act, 1847, is hereby repealed so far as the same is inconsistent with the provisions of this Act. *Towns Improvement Clauses Act, 1847, s. 142 repealed.*

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To amend and extend to Ireland, the
Municipal Corporations (Borough
Funds) Act.

(Prepared and brought in by
Mr. Stansfeld, Mr. T. H. Stansfeld,
Mr. T. Stansfeld, and Mr. R. Stansfeld.)

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